

# California Regional Water Quality Control Board

## Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>  
895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906  
Phone (805) 549-3147 • FAX (805) 543-0397

### NOTICE OF PUBLIC MEETING

#### CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING

**Friday, December 5, 2003**  
**Regional Board Conference Room,**  
**895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906**  
**(See Page 8 for location map)**

[Staff will review and transmit all written material to the Board Members received by **Monday, November 24, 2003, 5:00 p.m.** Written material submitted after that day will be placed into the official record (unless excluded by ruling of the Board Chair), but will not be sent to Board Members before the Board meeting.]

[The board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.]

#### **Friday, December 5, 2003, 8:30 a.m.**

1. Roll Call [Carol Hewitt 805/549-3503] ..... Board Members Present
2. Introductions [Roger Briggs 805/549-3140] ..... Guests and Staff Present
3. Approval of October 23-24, 2003 Meeting Minutes ..... Board Motion
4. Report by State Water Resources Control Board Liaison [Gary Carlton 916/341-5603] ..... Status Report
5. Public Forum ..... Board Direction  
*(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to **three** minutes).*

#### **Uncontested Items (\*)**

6. Uncontested Items Calendar ..... Board Motion  
*(Agenda Item numbers 12 through 17 and 19, with a single asterisk (\*), are expected to be routine and non-controversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).*

**Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.**

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
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**Low Threat and General Discharge Cases**

7. [Low Threat Cases](#).....Information/Discussion/Board Approval

**General NPDES Permit for Aquaculture and Aquariums:**

**Discharges to Land by Small Domestic Wastewater Treatment Systems, Order No. 97-10-DWQ:**

Northshore S & B, Incorporated, San Luis Obispo County [Tom Kukol 805/549-3689]  
Santa Margarita Lake Campground, San Luis Obispo County [Tom Kukol 805/549-3689]  
Santa Margarita Elementary School, San Luis Obispo County [Tom Kukol 805/549-3689]

**Discharges of Winery Waste, Order No. R3-2002-0084:**

Small Winery Waivers [Matt Thompson 805/549-3159]  
Robert Hall Winery [Tom Kukol 805/549-3689]  
Estancia Estates Winery [Martin Fletcher 805/549-3694]  
Calera Wine Company [Matthew Keeling 805/549-3685]  
Byron Winery & Warehouse, Santa Barbara County [Matt Thompson 805/549-3159]  
Fess Parker Winery, Santa Barbara County [Matt Thompson 805/549-3159]

**Waiver of Waste Discharge Requirements:**

Alban Vineyards, San Luis Obispo County [Matt Thompson 805/549-3159]  
Beckmen Vineyards, Santa Barbara County [Matt Thompson 805/549-3159]  
Hatfield Microbrewery, Monterey County [Matt Thompson 805/549-3159]

**Staff Closed Cases:**

Skylark Ranch Girl Scout Camp, White Canyon Drive, Pescadero, Santa Cruz County  
[Burton Chadwick 805/542-4786]  
Victory Gas and Food, 1615 San Juan Road, Hollister, San Benito County [Burton Chadwick 805/542-4786]  
Mobil Service Station #18-G8K, 22 Chorro Street, San Luis Obispo, San Luis Obispo County  
[Corey Walsh 805/542-4781]

**State Board Closed Case:**

Lau Property, State Street, Santa Barbara, Santa Barbara County [Sheila Soderberg 805/549-3592]

**Cleanup Cases**

8. [Perchlorate Cases](#).....Status Reports  
Olin Corporation, Santa Clara County [John Mijares 805/549-3696]  
Whittaker Corporation, San Benito County [John Mijares 805/549-3696]  
McCormick Selph, San Benito County [John Mijares 805/549-3696]
9. [MTBE Cases](#).....Status Reports  
Chevron, Cambria, San Luis Obispo County [Sheila Soderberg 805/549-3592]  
Quick Stop Market, Soquel, Santa Cruz County [Tom Sayles 805/542-4640]  
Camp Evers Underground Tank Sites, Scotts Valley, Santa Cruz County [Wei Liu 805/542-4648]  
Los Osos Valley Garage/Bear Valley Chevron, Los Osos, San Luis Obispo County [Corey Walsh 805/542-4781]  
California Water Service Company Supply Wells, Pajaro Street and Bridge Street, Salinas, California  
[John Goni 805/542-4628]  
Regionwide MTBE Site List [Burton Chadwick 805/542-4786]
10. [Corrective Action Plan Approvals](#).....Status Report  
Hampton Hotel, 2601 Main Street, Cambria, San Luis Obispo County [Burton Chadwick 805/542-4786]

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
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**Waste Discharge Requirements**

11. [Lewis Road Landfill, Monterey County](#) ..... Order No. 2003-0109  
(Update Waste Discharge Requirements) [Frank DeMarco 805/542-4638]
- \*12. Joseph Gallo Farms Feed Lot, Monterey County ..... Order No. 88-144  
(Rescission of Waste Discharge Requirements) [Martin Fletcher 805/549-3694]  
(To be considered with Item 24)
- \*13. [California Pacific Produce Company/Dole Carrot Company, Monterey County](#) ..... Order No. 88-82  
(Rescission of Waste Discharge Requirements) [Martin Fletcher 805/549-3694]
- \*14. [Northshore S & B, Incorporated, San Luis Obispo County](#) ..... Order No. 89-74  
(Rescission of Waste Discharge Requirements) [Tom Kukol 805/549-3689]
- \*15. [Santa Margarita Lake Campground, San Luis Obispo County](#) ..... Order No. 88-153  
(Rescission of Waste Discharge Requirements) [Tom Kukol 805/549-3689]
- \*16. [Santa Margarita Elementary School, San Luis Obispo County](#) ..... Order No. 89-87  
(Rescission of Waste Discharge Requirements) [Tom Kukol 805/549-3689]
- \*17. [Duke Moss Landing Power Plant Domestic Wastewater System, Monterey County](#) ..... Order No. 89-19  
(Rescission of Waste Discharge Requirements) [Martin Fletcher 805/542-3694]

**Enforcement**

18. [Enforcement Report](#) [Gerhardt Hubner 805/542-4647] ..... Status Report
- \*19. [City of Morro Bay/Cayucos Sanitary District WWTP, San Luis Obispo County](#) ..... Order No. R3-2003-0052  
(Consideration of Mandatory Penalties) [Matt Thompson 805/549-3159]
20. [City of Arroyo Grande, San Luis Obispo County](#) ..... Order No. R3-2003-0103  
(Consideration of Administrative Civil Liability) [Bruce Paine 805/542-4782]
21. [City of San Juan Bautista, San Benito County](#) ..... Order No. R3-2003-0141  
(Consideration of Mandatory Penalties) [Matthew Keeling 805/549-3685]
22. [Butz Construction Inc., Almond Glen Estates, San Luis Obispo County](#) ..... Order No. R3-2003-0056  
(Consideration of Administrative Civil Liability) [Jennifer Bitting 805/549-3334]
23. [Weyrich Development Co. Inc., Tract 2350, San Luis Obispo County](#) ..... Order No. R3-2003-0165  
(Consideration of Administrative Civil Liability) [Brad Hagemann 805/549-3697]

**Permits**

24. [Joseph Gallo Farms Feed Lot, Monterey County](#) ..... Order No. R3-2003-0126  
(Adopt NPDES Permit No. CA0050601) [Martin Fletcher 805/549-3694]

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**Watershed Management and Basin Planning**

25. [Watershed Coordinator Position for Southern San Luis Obispo and Santa Barbara Counties](#) .....Board Action  
[Julia Dyer 805/594-6144]

**Administrative Items**

26. Reports by Regional Board Members.....Status Report
27. [Executive Officer's Report](#) [Roger Briggs 805-549-3140] ..... Information/Discussion  
Regulations Summary  
Water Quality Certifications  
*(A chart is provided in the agenda listing the applications received from September 20, 2003 through November 4, 2003. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Corinne Huckaby 805-549-3504.)*

**Watershed Branch Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):  
Nonpoint Source Pollution Prevention Grants Update [Sorrel Marks 805/542-3695]  
Status of Winery Regulation [Matt Thompson 805/549-3159]  
Carmel and Pebble Beach's Phase II Water Recycling Project Update [Matt Thompson 805/549-3159]  
Timber Harvest Framework – Memorandum of Understanding with the California Department of Forestry and Fire Protection [Chris Adair 805/549-3761]  
Los Osos Wastewater Project [Sorrel Marks 805/549-3695]  
Kelegian Ranch/Goldie Lane [Donette Dunaway 805/549-3698]

**Cleanup Branch Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):  
Underground Tanks Summary Report dated November 6, 2003 [Burton Chadwick 805/542-4786]  
Groundwater Monitoring System Proposal, Tajiguas Landfill, Santa Barbara County  
[Hector Hernandez 805/542-4641]

**Regionwide Reports**

Regionwide Monitoring and Basin Planning [Karen Worcester 805/549-3333]  
Total Maximum Daily Load Program [Lisa Horowitz McCann 805/549-3132]  
Implementation of Morro Bay National Estuary Program [Bill Hoffman 805/772-3834]  
Letter from the Ocean Conservancy regarding Ag Waivers [Allison Jones 805/542-4646]

**Administrative Reports**

Presentations and Training [Roger Briggs 805/549-3140]

**Closed Session**

Discussion of Cases in Litigation [Staff Counsel Jennifer Soloway]..... Closed Session  
*(The Board will meet in closed session to discuss pending litigation in the cases of California Cities Water Company and Southern California Water Company v. Regional Water Quality Control Board; South County Regional Waste Water Authority v. Regional Water Quality Control Board; Cambria Community Services District v. Regional Water Quality Control Board; Voices of the Wetlands, et al, v. Regional Water Quality Control Board; and in the Matter of the Petition of Weyrich Development (SWRCB Petition File No.A-1486) as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].)*

**Adjournment**

The next regularly scheduled Board meeting is February 6, 2004 in San Luis Obispo.

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**REGIONAL BOARD MEETING SCHEDULE 2004**

<b>Date</b>	<b>City</b>	<b>Address</b>
February 6, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
March 19, 2004	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
May 14, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
June 9, 2004	(Offsite) San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
July 9, 2004	Watsonville	Watsonville City Council Chambers, 250 Main Street, Watsonville, CA 95076
September 10, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
October 22, 2004	Santa Barbara	Santa Barbara County Supervisors Board Hearing Room 105 East Anapamu St. - 4th Floor, Santa Barbara, CA 93101
December 3, 2004	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906

**LEAD STAFF PERSONS**

Roger W. Briggs, <i>Executive Officer</i>	805-549-3140
Brad Hagemann, <i>Assistant Executive Officer/Ombudsman</i>	805-549-3697
Carol Hewitt, <i>Executive Assistant</i>	805-549-3503
Cyndee Jones, <i>Regional Administrative Officer</i>	805-549-3372
Lori Okun, <i>Staff Counsel</i>	916-341-5165
<i>Vacant, Supervising Water Resources Control Engineer</i>	-----

**INVESTIGATION AND CLEANUP BRANCH**

<i>Vacant, Above and Under Ground Tanks</i>	-----
Michael LeBrun, <i>Department of Defense Program and Landfills</i>	805-542-4645
Harvey Packard, <i>Cost Recovery Program, Major Oil Field and Pipeline Cleanups</i>	805-542-4639

**WATERSHED BRANCH**

Chris Adair, <i>Northern Watershed Unit Supervisor</i>	805-549-3761
Gerhardt Hubner, <i>Coastal Watershed Unit Supervisor</i>	805-549-4647
Eric Gobler, <i>Central Watershed Unit Supervisor</i>	805-549-3467
Lisa Horowitz McCann, <i>Watershed Assessment Unit Supervisor</i>	805-549-3132
John Robertson, <i>Southern Watershed Unit Supervisor</i>	805-542-4630

**REGIONAL MONITORING AND BASIN PLANNING**

Karen Worcester, <i>Environmental Specialist</i>	805-549-3333
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*(Please send or fax correspondence to (refer to instructions at the bottom of page one):*

**Regional Water Quality Control Board – Central Coast Region**  
**895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906**  
**Phone: 805-549-3147                      Fax: 805-543-0397**

**CENTRAL COAST REGIONAL BOARD MEMBERS**

<b>Board Member</b>	<b>Appointment Category</b>	<b>Term Expires</b>
Leslie S. Bowker Los Osos	County Government	9/30/2007
Bruce K. Daniels Chair – Capitola	Water Quality	9/18/2006
John Hayashi Arroyo Grande	Irrigated Agriculture	9/30/2007
Russell M. Jeffries Salinas	Water Quality	9/30/2004
Daniel M. Press Santa Cruz	Public	9/30/2004
VACANT	Industrial Water Use	9/30/2004
Gary Shallcross Monterey	Recreation, Fish or Wildlife	9/18/2006
Donald A. Villeneuve Cambria	Water Supply	9/30/2005
Jeffrey S. Young Vice Chair - Santa Barbara	Municipal Government	9/30/2005

**CONDUCT OF MEETING**

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic, municipal, and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Act (Division 7), California Water Code.
- B - The purpose of the meeting is for the Board to obtain testimony and information from staff and concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.
- E - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Executive Assistant, Carol Hewitt. Photographs or slides of large exhibits are acceptable.
- F - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- G - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the EO's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- H - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code sections 11400 et seq. but not Government Code sections 11500 et seq.
- I - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact John Goni (805/542-4728) at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- J - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- K - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.

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